MINUTES OF THE REGULAR CITY COUNCIL MEETING CITY OF COLLEGE STATION SEPTEMBER 22, 2016

STATE OF TEXAS
COUNTY OF BRAZOS

Present:

Nancy Berry, Mayor

Council:

Blanche Brick Steve Aldrich Karl Mooney John Nichols Julie Schultz James Benham

City Staff:

Kelly Templin, City Manager Carla Robinson, City Attorney Chuck Gilman, Deputy City Manager Sherry Mashburn, City Secretary Ian Whittenton, Records Management Administrator

Call to Order and Announce a Quorum is Present

With a quorum present, the Regular Meeting of the College Station City Council was called to order by Mayor Berry at 3:30 p.m. on Thursday, September 22, 2016 in the Council Chambers of the City of College Station City Hall, 1101 Texas Avenue, College Station, Texas 77840.

1. Pledge of Allegiance, Invocation, consider absence request.

Hear Visitors Comments

Ben Roper, 5449 Prairie Dawn Ct., came before Council to honor the service and sacrifice of Specialist Israel Garza.

CONSENT AGENDA

2a. Presentation, possible action, and discussion of minutes for:

September 8, 2016 Workshop

- September 8, 2016 Regular Meeting
- 2b. <u>Presentation</u>, possible action, and discussion regarding the renewal of Service Contract 14-372 with Cal's Body Shop for annual automobile and truck paint and body repairs in an amount not to exceed \$60,000.
- 2c. <u>Presentation</u>, <u>possible action</u>, <u>and discussion regarding approval to award a contract for Annual Padmount Equipment Repair and Restoration to Utility Restoration Services Inc. in the amount of \$256,384.</u>
- 2d. <u>Presentation</u>, possible action, and discussion regarding ratification of contract #16300600 with Elliott Construction for emergency sewer line repairs in Woodson Village, in the amount of \$53,045.
- 2e. <u>Presentation</u>, possible action, and discussion regarding ratification of purchases up to \$60,000 on price agreement #15300483 with Brenntag for bulk chlorine.
- 2f. Presentation, possible action, and discussion on the first renewal of Bid No. 15-080 for purchasing City branded uniforms for Parks athletic programs and other City departments with CC Creations for \$46,000; Monograms and More for \$40,000; and Promotional Designs, Inc. for \$40,000 for a combined annual estimated expenditure of \$126,000.
- 2g. <u>Presentation</u>, possible action, and discussion on renewing the financial advisory services consultant contract with Hilltop Securities, Inc. (formerly First Southwest Company) not to exceed \$150,000.
- 2h. Presentation, possible action, and discussion to authorize expenditure of funds for FY 2017 for items exempt from competitive bidding as described more fully in Texas Local Government Code, Chapter 252.022 and other expenditures for interlocal contracts or fees mandated by state law that are greater than \$50,000; and to authorize the City Manager to approve contracts and expenditures that are on the exemption list.
- 2i. Presentation, possible action, and discussion regarding City of College Station Excess Liability and Workers' Compensation Insurance, Property/Boiler & Machinery, Commercial Crime, EMT Liability, and Auto Property Damage policies for Fiscal Year 2017. FY17 premiums for all lines of coverage total \$464,350.
- 2j. Presentation possible action, and discussion regarding the renewal of contract no. 15300345 with Brazos Paving, Inc. for the purchase and installation of Type D Hot Mix Asphalt and Emulsion for an amount not to exceed \$3,013,550.
- 2k. Presentation, possible action, and discussion regarding ratification and approval of expenses for Autocar replacement parts and repair services for City sanitation trucks from Chastang Enterprises (Chastang Ford) and approval of increasing the current blanket order to extend its use through the end of FY16. Requested ratification amount: \$20,000. The new estimated annual expenditure for Autocar parts and repair services for City sanitation trucks for FY16 is \$69,763.35.

- 21. Presentation, possible action, and discussion on approval of a professional services Contract No. 16300614 with Jones & Carter in the amount of \$427,000 for the professional engineering services related to the design of the Cain/Deacon Rail Road Crossing Switch Project.
- 2m. <u>Presentation</u>, possible action, and discussion regarding approval of the construction contract (Contract No. 16300538) with Hassell Construction in the amount of \$4,917,901.63 for the Greens Prairie Trail Widening Project.
- 2n. Presentation, possible action, and discussion on Ordinance 2016-3804, amending Chapter 10, "Traffic Code", Section 3 "Speed Limits", Subsection F (1) "Temporary Speed Limits Established For Certain Described Streets", Traffic Schedule XIII, "Temporary Speed Limits", by temporarily amending the posted speed limit on Greens Prairie Trail between FM 2154 to Royder Road to 25 mph during the Greens Prairie Trail Widening Project.
- 20. <u>Presentation</u>, possible action, and discussion on Resolution 09-22-16-20, an Advance Funding Agreement (AFA) between the City of College Station and the State of Texas, acting through the Texas Department of Transportation (TXDOT).
- 2p. <u>Presentation</u>, possible action, and discussion on approval of Resolution 09-22-16-2p, an Advanced Funding Agreement (AFA) between the City of College Station and the State of Texas, acting through the Texas Department of Transportation (TXDOT) for drive signal improvements at the intersection of FM 2818 and Longmire Drive.
- 2q. Presentation, possible action, and discussion on Ordinance 2016-3805, amending Chapter 10, "Traffic Code", Section 2 "Traffic Control Devices", C "Four-Way Stop Intersections", Traffic Schedule II "Four-Way Stop Intersections", of the Code of Ordinances of the City of College Station, Texas, by implementing an all-way stop control intersections at the intersections of Market Street at Cottage Lane.
- 2r. Presentation, possible action, and discussion on Ordinance 2016-3806, amending Chapter 10, "Traffic Code", Section 2 "Traffic Control Devices", N "U-turn prohibitions", Traffic Schedule XI "No U-turns" to prohibit U-turns for southeast bound Holleman Drive South at the intersection of Holleman Drive South and Market Street.
- 2s. <u>Presentation</u>, possible action, and discussion on Ordinance 2016-3807, amending Chapter 10, "Traffic Code", Section 4 "Administrative Adjudication of Parking Violations", E "Parking Regulations of Certain Described Areas", (1) "Traffic Schedule XIV No Parking Here to Corner or No Parking Anytime" by removing parking along Market Street, Cottage Lane, and Junction Boys Road.
- 2t. <u>Presentation</u>, possible action, and discussion regarding a contract renewal with Xpedient Mail for printing and mailing utility bills, late notices and inserts not to exceed \$230,000.

- 2u. <u>Presentation</u>, possible action, and discussion regarding approving Resolution 09-22-16-2u, setting a public hearing to consider the imposition of Roadway Impact Fees.
- 2v. Presentation, possible action, and discussion on a bid award for the annual blanket purchase of three phase pad-mounted transformers, which will be maintained in electrical inventory and expended as needed. The total recommended award is \$389,313 and will be awarded by line item to the lowest responsible bidder.
- 2w. <u>Presentation, possible action, and discussion on ratifying termination of General Service</u>
 <u>Contract 16300455 with N-LINE Traffic Maintenance for TAMU post game traffic control.</u>
- 2x. <u>Presentation, possible action, and discussion regarding ratification of a service contract</u> (16300628) with Buyers Barricades Houston not to exceed \$62,000 for the 2016 TAMU Football Post Game Day Traffic Control.

MOTION: Upon a motion made by Councilmember Schultz and a second by Councilmember Mooney, the City Council voted seven (7) for and none (0) opposed, to approve the Consent Agenda. The motion carried unanimously.

REGULAR AGENDA

1. Public Hearing, presentation, possible action, and discussion on Ordinance 2016-3808, Budget Amendment #3 amending Ordinance No. 3705 which will amend the budget for the 2015-2016 Fiscal Year in the amount of \$2,390,944; and presentation, possible action and discussion on an interfund transfer totaling \$2,390,944 and two interfund loans totaling \$2,390,944.

Jeff Kersten, Assistant City Manager, stated that the proposed budget amendment is to increase the FY16 budget appropriations by \$2,390,944. This amendment also includes an interfund transfer of \$2,390,944 and two interfund loans totaling \$2,390,944.

At approximately 3:38 p.m., Mayor Berry opened the Public Hearing.

There being no comments, the Public Hearing was closed at 3:38 p.m.

MOTION: Upon a motion made by Councilmember Aldrich and a second by Councilmember Mooney, the City Council voted six (6) for and none (0) opposed, with Councilmember Schultz absent from the dais, to adopt Ordinance 2016-3808, Budget Amendment #3 amending Ordinance No. 3705 which will amend the budget for the 2015-2016 Fiscal Year in the amount of \$2,390,944; and presentation, possible action and discussion on an interfund transfer totaling \$2,390,944 and two interfund loans totaling \$2,390,944. The motion carried unanimously.

2. Presentation, possible action, and discussion on Ordinance 2016-3809, adopting the City of College Station 2016-2017 Budget; and presentation, possible action and discussion ratifying the property tax revenue increase reflected in the budget.

Jeff Kersten, Assistant City Manager, noted the proposed budget will result in additional property

tax revenues over last year totaling \$4,507,782 or 15.10%. He briefed the Council on proposed budget revisions including gateway signage (Council initiated), and staff initiated recommendations: creation of a Roadway Maintenance Fund, creation of a CDBG Local Account Fund, Fiscal and Budgetary Policy revisions related to street light costs and technology replacement, and a Budget Ordinance revision. There is no net fiscal impact related to the staff recommended changes. There is a net increase to the budget of \$175,000 for the gateway signage.

MOTION: Upon a motion made by Councilmember Nichols and a second by Councilmember Aldrich, the City Council voted six (6) for and one (1) opposed, with Councilmember Benham voting against, to approve Ordinance 2015-3809, adopting the City of College Station 2016-2017 Budget, with the revisions presented tonight. The motion carried.

MOTION: Upon a motion made by Councilmember Aldrich and a second by Mayor Berry, the City Council voted six (6) for and none (0) opposed, with Councilmember Benham not voting, to approve ratifying the property tax revenue increase reflected in the budget. The motion carried.

3. Presentation, possible action, and discussion on approval of Ordinance 2016-3810, adopting the City of College Station 2016-2017 ad valorem tax rate of \$0.472500 per \$100 assessed valuation, the debt service portion being \$0.195339 per \$100 assessed valuation and the operations and maintenance portion being \$0.277161 per \$100 assessed valuation.

Jeff Kersten, Assistant City Manager, reported that Council has held two public hearings on a tax rate of \$0.472500. The tax rate must be adopted as two separate components - one for Operations and Maintenance and one for Debt Service.

MOTION: Upon a motion made by Councilmember Aldrich and a second by Councilmember Brick, the City Council voted seven (7) for and none (0) opposed, to adopt Ordinance 2016-3810, that the property tax rate be increased by the adoption of a tax rate of 47.25 cents per \$100 assessed valuation, which is effectively an 11.36 percent increase in the tax rate. It was also moved that the Maintenance and Operations rate be 27.7161 cents per \$100 assessed valuation; and the Debt Service rate be 19.5339 cents per \$100 assessed valuation. The motion carried unanimously.

4. <u>Presentation</u>, possible action, and discussion regarding Ordinance 2016-3811, approving changes to the electric rate ordinance lowering the energy rates charged for power by one percent, effective October 1, 2016.

Jeff Kersten, Assistant City Manager, stated that, based on the electric fund financial forecast, it is estimated that lowering electric energy rates by one percent will save electric customers \$900,000 - \$1 million in fiscal year 2017.

MOTION: Upon a motion made by Councilmember Mooney and a second by Councilmember Nichols, the City Council voted seven (7) for and none (0) opposed, to adopt Ordinance 2016-3811, approving changes to the electric rate ordinance lowering the energy rates charged for power by one percent, effective October 1, 2016. The motion carried unanimously.

5. Presentation, possible action, and discussion regarding Ordinance 2016-3812, amending Chapter 11, "Utilities" Section 2, "Water and Sewer Services," of the Code of Ordinances of the City of College Station, Texas having the effect of raising rates for wastewater service, clarifying service connection responsibilities, and establishing a fire flow test fee.

Dave Coleman, Director of Water Services, stated that this rate increase is required to keep up with the increased cost of operating the wastewater systems and to support the capital requirements described in the Wastewater Master Plan. This revision will also clarify that developers are responsible to construct the private water and sewer service lines in a re-development situation. The City will establish the actual service connection after the private service lines are constructed. These changes are necessary to meet the demands of rapid growth, and staff recommends approval.

MOTION: Upon a motion made by Councilmember Brick and a second by Councilmember Mooney, the City Council voted seven (7) for and none (0) opposed, to adopt Ordinance 2016-3812, amending Chapter 11, "Utilities" Section 2, "Water and Sewer Services," of the Code of Ordinances of the City of College Station, Texas having the effect of raising rates for wastewater service, clarifying service connection responsibilities, and establishing a fire flow test fee. The motion carried unanimously.

6. Public Hearing, presentation, possible action, and discussion regarding Ordinance 2016-3813, vacating and abandoning a 3,402 square feet portion of a 15-foot wide Public Utility Easement, which is located on Lot 3, Block 1 of the Spring Creek Commons Phase 4 & 5, according to the plat recorded in Volume 9287, Page 128, of the Official Records of Brazos County, Texas.

Carol Cotter, Planning and Development, reported that this public utility easement abandonment accommodates future development of the tract. There are no public or private utilities in the subject portion of the easement to be abandoned. Staff recommends approval.

At approximately 4:21 p.m., Mayor Berry opened the Public Hearing.

There being no comments, the Public Hearing was closed at 4:21 p.m.

MOTION: Upon a motion made by Councilmember Mooney and a second by Councilmember Benham, the City Council voted seven (7) for and none (0) opposed, to adopt Ordinance 2016-3813, vacating and abandoning a 3,402 square feet portion of a 15-foot wide Public Utility Easement, which is located on Lot 3, Block 1 of the Spring Creek Commons Phase 4 & 5, according to the plat recorded in Volume 9287, Page 128, of the Official Records of Brazos County, Texas. The motion carried unanimously.

7. Public Hearing, presentation, possible action, and discussion regarding Ordinance 2016-3814, amending Chapter 15, "Impact Fees," of the Code of Ordinances of the City of College Station, Texas providing for system-wide impact fees for water and wastewater services within the City and portions of its extraterritorial jurisdiction.

Dave Coleman, Director of Water Services, clarified that the proposed ordinance has an effective date of December 1, 2016 and would implement impact fees in two phases (50% the first year and full cost the second) within the entire City service area. The proposed new impact fees are estimated to generate approximately \$32 million over the next ten years to partially fund capital costs required to meet the demands of growth.

At approximately 4:44 p.m., Mayor Berry opened the Public Hearing.

Buck Prewitt, 2302 Scotney Court, reported that a Bryan official said they hoped we would institute impact fees because then those houses would be built in Bryan. He noted that homes built in Wellborn have to pay a \$2,100 fee, and this could be a double fee. This impact fee will have a greater impact on affordable housing. Also, a small business that does not have the same usage as a residence, would pay the same fee.

There being no further comments, the Public Hearing was closed at 4:49 p.m.

A motion was made by Councilmember Nichols and seconded by Councilmember Brick to adopt Ordinance 2016-3814, amending Chapter 15, "Impact Fees," of the Code of Ordinances of the City of College Station, Texas providing for system-wide impact fees for water and wastewater services within the City and portions of its extraterritorial jurisdiction with the recommended two-year phase-in as proposed by staff.

MOTION: Upon a motion made by Councilmember Benham and a second by Councilmember Schultz, the City Council voted two (2) for and five (5) opposed, with Mayor Berry and Councilmembers Brick, Aldrich, Mooney, and Nichols voting against, to amend Ordinance 2016-3814, to reflect a three-year phasing. The motion failed.

MOTION: Upon a motion made by Councilmember Nichols and a second by Councilmember Brick, the City Council voted five (5) for and two (2) opposed, with Councilmembers Mooney and Schultz voting against, to adopt Ordinance 2016-3814, amending Chapter 15, "Impact Fees," of the Code of Ordinances of the City of College Station, Texas providing for system-wide impact fees for water and wastewater services within the City and portions of its extraterritorial jurisdiction, with the recommended two-year phase-in as proposed by staff. The motion carried.

8. Adjournment.

There being no further business, Mayor Berry adjourned the Regular Meeting of the City Council at 5:15 p.m. on Thursday, September 22, 2016.

Mancy & Berry Nancy Berry, Mayor

ATTEST:

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Sherry Mashburn, City Secretary



College Station City Council Workshop & Regular Agenda Sign In Sheet Thursday, September 22, 2016 at 2:00 & 3:00 p.m. City Hall Council Chamber

Mayor

Nancy Berry

Mayor ProTem

John Nichols

Manager

Kelly Templin

Council Members
Blanche Brick
Steve Aldrich
Karl Mooncy
Julie Schultz
James M. Benham

	Name	Address	Email or Phone No.
1.	LINDA HARUSIC		
2.	Jara Burchfield		
3.	Hore Hickory	18/cs Chrosol of Comeles	(979) 260-5200
4.	David Retropy di	CSC	\ \
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Note this not a Hear Visitors form To speak on a particular item please file out the Citizen Speakers Form next to sign in sheet.



CITIZEN COMMENT SIGN-UP FORM

	** Please <u>PRINT</u> all information	on **
Name: Ben Roper	• Р	Phone: 979-777-0382
Address: <u>5449 Pro</u>		Ollege Station Tx
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Comments are presented for:	HEAR VISITORS	AGENDA ITEM#
FOR WRITTEN COMMENT	S. PLEASE WRITE BELOW	/:
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FOR ORAL COMMENTS:

- 1. YOU MUST SIGN UP PRIOR TO THE SCHEDULED MEETING (At the City Secretary's Office during regular business hours, or from 5:00 p.m. to 6:45 p.m. the day of the meeting.);
- 2. YOU WILL HAVE ONE OPPORTUNITY TO SPEAK; AND
- 3. YOU MUST OBSERVE THE 3-MINUTE TIME LIMIT. (Time cannot be transferred to another speaker.)

Inquiries from speakers about matters not listed on the agenda will either be directed to the Staff or placed on a future agenda for Council consideration. **See reverse side for additional rules**.

MAIL, FAX OR EMAIL COMPLETED FORM TO:

City of College Station City Secretary's Office – City Hall 1101 Texas Avenue, College Station, Texas 77840

Fax: 979-764-6377

Email: smashburn@cstx.gov

OFFICE USE ONLY: (# in which received)

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PUBLIC HEARING SIGN-UP FORM

Regular Meeting Date: 9/20/16

** Please <u>PRINT</u> all information **				
Name: Phone: 979-690-1259				
Address: 2302 Scotway C+ CS TX 77845				
Email: AGGOBUCKQACL.COM Comments: WRITTEN VORAL				
Comments will be presented for PUBLIC HEARING AGENDA ITEM #				
FOR WRITTEN COMMENTS, PLEASE WRITE BELOW:				
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1101 Texas Avenue, College Station, Texas 77840

Fax: 979-764-6377

Email: smashburn@cstx.gov

OFFICE USE ONLY:
(# in which received)



To:

Kelly Templin, City Manager

From:

Jeff Kersten, Assistant City Manager

Date:

September 15, 2016

Subject:

FY17 Proposed Budget Revisions

The City Council discussed the addition of budget for a second City Gateway Sign to the FY17 Proposed Budget as part of the budget review process. This change is outlined below. Also included in this memo are several changes that are being proposed by staff. These changes are intended to address items that have been clarified and/or have evolved since when the Proposed Budget was presented to Council.

Gateway Signage

The Council provided direction to include in the Approved Budget additional budget for a second City Gateway Sign. The budget for the first sign is currently included in the Facilities and Technology Capital Improvement Projects (CIP) Fund. At this time, it is being proposed that Certificates of Obligation be included for the second gateway sign as part of the FY17 debt issuance. This item will add an additional \$175,000 to the Facilities and Technology CIP Fund for the second sign.

Creation of a Roadway Maintenance Fund

It has been determined that the most appropriate method for handling the financial activity related to the Roadway Maintenance Fee is to establish a separate Roadway Maintenance Fund. This Fund will be a Special Revenue Fund that will be used to track the applicable revenue and expenditures (similar to the Drainage Utility Fund). In the Proposed Budget, the revenue and expenditures were reflected as part of the General Fund. In the Approved Budget, separate financial statements will be included for this Fund in the Special Revenue section of the budget document. The corresponding budget related to this item will be moved from the General Fund to the Roadway Maintenance Fund. This change has no net fiscal impact on the Approved Budget.

Creation of a CDBG Local Account Fund

As Council is aware, HUD has determined that all funds drawn for the purchase of the property on Holleman Drive are subject to repayment. To handle this transaction, the City has established a separate Special Revenue Fund, titled CDBG Local Account. The funds for the repayment will be deposited into this Fund so that they can be reported accurately to HUD. When preparing the Proposed Budget, the methodology for handling the repayment had not been finalized. In the Approved Budget, separate financial statements will be included for this Fund in the Special Revenue section of the budget document. This change has no net fiscal impact on the Approved Budget.

Fiscal and Budgetary Policy Revision Related to Street Light Costs

As discussed during the Council budget review process, the Proposed Budget includes moving the cost related to the power purchased for the unmetered City street lights from the Electric Fund to the General Fund. There was Council consensus during the budget review to move forward with this change. As such, the following policy change is proposed to be incorporated into the Approved Budget.

The changes related to the unmetered City of College Station street light power costs will result in the following addition to section III. B. 6. Enterprise Fund Rates of the Fiscal and Budgetary Policy Statements (Appendix F):

b. Unmetered City of College Station Street Light Costs. The electric power cost related to the unmetered City of College street lights will be incurred in the Electric Fund as part of the overall purchased power cost. The General Fund will reimburse the Electric Fund for the estimated cost of this service. The reimbursement amount will be estimated on an annual basis and will be based on the number of applicable street lights, estimated power consumption and estimated maintenance costs.

Fiscal and Budgetary Policy Revision Related to Technology Replacement

It has been determined that the City's policy with regard to technology replacement needs to be revised to better suit the needs of the City. The FY17 Budget includes a recommended increase to the Information Technology Department's technology replacement budget in order to fund a replacement plan that is more reflective of current technology needs. Future increases are planned in order to phase in the revisions to the plan.

The changes related to technology replacement will result in the following revision to section VI. D. Capital Maintenance & Replacement: Technology of the Fiscal and Budgetary Policy Statements (Appendix F):

D. TECHNOLOGY. The Information Technology Department (IT) centrally manages and budgets for replacement and maintenance of certain equipment and software city wide. Replacement schedules attempt to balance both the business needs and budget capacity of the City.

Replacement is based on a set replacement schedule for designated end user devices and replacement of certain desktop software applications as needed.

Major replacements for the computer systems including hardware and software will be anticipated for a five-year period and included with the capital projects lists presented in the annual budget.

Budget Ordinance Revision and Related Fiscal and Budgetary Policy Revision

Staff is recommending a change to the Budget Ordinance (appendix A). This change will increase the City Manager's spending authority from \$50,000 to \$100,000. In addition, Staff is recommending that the contingency transfer limit that can be approved by the City Manager be increased from \$50,000 to \$100,000. If approved, Part 3 & Part 4 of the Budget Ordinance will be revised to read as follows:

PART 3: That the City Manager and his authorized and designated employees, at his discretion, be, and are hereby authorized to approve and execute contracts and documents authorizing the payment of funds and to expend public funds for expenditures that are \$100,000 or less; to approve and execute change orders authorizing the expenditure of funds pursuant to the TEXAS LOCAL GOVERNMENT CODE or as provided in the original contract document. The intent of this section is to provide the ability to conduct daily affairs of the City which involve numerous decisions of a routine nature.

PART 4: That the City Manager and his authorized and designated employees, at his discretion, be, and are hereby, authorized to provide for transfers of any unexpended or unencumbered appropriation balance within each of the various departments in the General Fund and within any other fund of the City and to authorize transfers of Contingent Appropriations within a fund up to an amount equal to expenditures that are \$100,000 or less.

The changes related to the increase in the contingency transfer limit will result in the following addition to section II. F. Contingent Appropriation of the Fiscal and Budgetary Policy Statements (Appendix F):

CONTINGENT APPROPRIATION. Pursuant to Section 58 of the Charter of the City of College Station, the City will establish an adequate contingent appropriation in each of the operating funds. The expenditure for this appropriation shall be made only in cases of emergency, and a detailed account shall be recorded and reported. The proceeds shall be disbursed only by transfer to departmental appropriation. The transfer of this budget appropriation shall be under the control of the City Manager and may be distributed by him in amounts not exceeding \$100,000. Any transfer involving more than such amounts must be expressly approved in advance by the City Council.

Conclusions

These changes result in a revised overall net budget of \$340,995,688. The City Council can consider these changes as they move forward with adopting a budget on September 22.